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PTO TELECOPIER COVER SHEET

DATE: August 11, 2005

FILE: 242/9-1646

TELECOPIER NO. TRANSMITTING TO: (571) 273-8300

TELECOPIER NO. TRANSMITTING FROM: (203) 335-6779

PATENT APPLICATION SERIAL #: 10/067,624

TITLE: FMULTIPARTICULATE FORMULATIONS OF LITHIUM SALTS FOR  
ORAL ADMINISTRATION SUITABLE FOR ONCE-A DAY ADMINISTRATION

EXAMINER: John D. Pak

PAPER BEING TRANSMITTED:

Petition to Revive; Issue Fee Transmittal; Authorization for Deposit Account

TO: Examiner John D. Pak

FROM: William J. Sapone, Esq., Reg. #:32,518

NUMBER OF PAGES INCLUDING THIS PAGE: 5

COMMENTS:

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper and the papers  
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Approved for use through 07/31/2008. OMB 0851-0031  
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<b>PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)</b>		Docket Number (Optional) 242/9-1646
First named inventor: Roberto Valducci		
Application No.: 10/087,624		Art Unit: 1616
Filed: 02/04/2002		Examiner: John D. Pak
Title: MULTIPARTICULATE FORMULATIONS OF LITHIUM SALTS FOR ORAL ADMINISTRATION SUITABLE FOR ONCE-A-DAY ADMINISTRATION		
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX (571) 273-8300		
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.		
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION		
NOTE: A grantable petition requires the following items: <ol style="list-style-type: none"> <li>(1) Petition fee;</li> <li>(2) Reply and/or issue fee;</li> <li>(3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and</li> <li>(4) Statement that the entire delay was unintentional.</li> </ol>		
1. Petition fee <input checked="" type="checkbox"/> Small entity-fee \$ <u>750.00</u> (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. <input type="checkbox"/> Other than small entity - fee \$ _____ (37 CFR 1.17(m))		
2. Reply and/or fee A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply): <input type="checkbox"/> has been filed previously on _____ <input type="checkbox"/> is enclosed herewith. B. The issue fee and publication fee (if applicable) of \$ <u>1030</u> <input type="checkbox"/> has been paid previously on _____ <input checked="" type="checkbox"/> is enclosed herewith.		

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64 (07-05)

Approved for use through 07/31/2006, OMB 0651-0031

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## 3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

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William J. Sapone  
Signature

8-11-05  
Date

William J. Sapone  
Typed or printed name

32518  
Registration Number, if applicable

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Address

203-366-3560  
Telephone Number

714 Colorado Avenue, Bridgeport CT 06605  
Address

Enclosures: ☐ Fee Payment☒ Reply☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☒ Other: Authorization to charge deposit account 04-0838 for the petition fee

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

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Date

William J. Sapone  
Signature

William J. Sapone

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